

CIVIL DOCKET

UNITED STATES DISTRICT COURT

Jury demand date: 5-7-75 - plaintiff

D. C. Form No. 106A Rev.

TITLE OF CASE

ATTORNEYS

TELEX COMPUTER PRODUCTS, INC.

VS

STORAGE TECHNOLOGY CORPORATION

For plaintiff:

~~Floyd L. Walker~~ 1-8-75
 Walker, Jackman & Associates, Inc.
 1919 4th National Bank Bldg
 Tulsa, Okla 74119 918/584-4136

J. B. Bailey
 Serge Novovich PO Box 1526
 6422 E 41st St
 Tulsa, Okla 74135 918/627-2333

Jack R. Givens

Thomas R. Brett
 Suite 400, 201 W. 5th
 Tulsa, Oklahoma 74103
 583-1115

For defendant:

James M. Sturdivant
 2010 Fourth National Bank Building
 Tulsa, Oklahoma 74119 512-9201

Gordon G. Greiner
 Jeffrey C. Pond - P. O. Box 8749
 500-Equitable-Bldg.
 730-Seventeenth-St.
 Denver, Colorado 80202 80201
 303/292-9200 575-8000

Tavia C. Wing - (In house counsel)

STATISTICAL RECORD	COSTS	DATE	NAME OR RECEIPT NO.	REC.	DISB.
J.S. 5 mailed 5-1-74	Clerk	1974 4-26	Walker	15 00	
		5-2-74	C/D #43		15 00
J.S. 6 mailed 9-1-81	Marshal				
Basis of Action:	Docket fee				
Luring away of employees	Witness fees				
Action arose at:	Depositions				

B

DATE	PROCEEDINGS	Date Order or Judgment Noted
4-26-74	1. Complaint filed and summons issued. ds	
5-14-74	Summons, ret. & filed: served Storage Technology Corporation by serving The Corporation Co., Ok. City on 4-30-74. (USM \$4.00)g	
5-21-74	2 Stipulation for extension of time to answer complaint, filed. g	
5-21-74	3 Order extending time to answer complaint to 5-28-74. JCS-Clerk (g)	
5-22-74	4 Answer of defendant Storage Tech. Corp., filed.s	
6-5-74	5. Interrogatories to Plaintiff, filed. v	
6-18-74	6. STIPULATION for Ext. of Time to Ans. Int., filed.jj O to J	
6-24-74	7. ORDER, filed, ext. time until 8-5-74 for pltf. to file answers to interrogatories. (AEB-J)g cpies mailed.	
7-3-74	8. MO: Parties directed to hold pre-trial conference on or before 8-12-74 and file pre-trial order on or before 8-19-74. (AEB-J)k	
7-18-74	9. Stipulation for Extension of Time to File PT Order, filed. Order included with Stip.jj O to J orig.	
7-23-74	10. Order, filed, extending time to file PT Order until 11-19-74. (AEB-J)jj	
8-5-74	11. Ans.s to Interrogatories Addressed to Pltf., filed. v	
8-6-74	12. Pltf's Affidavit of mailing, filed.k	
9-4-74	13. MOTION to compel Discovery under Rule 37, filed.jj	
9-16-74	14. Telex memorandum in opposition to STC's motion to compel discovery under Rule 37, filed. k	
9-17-74	MO: It is ordered by the Court that the Motion to compel discovery under Rule 37 is referred to Mag. Morris L. Bradford for hearing and recommendation. (AEB-J) k	
10-4-74	15. Notice of Depositions upon oral examination, filed. Jack James, Roy King and J.B. Bailey to be deposed, on 10-9-74 in Tulsa. v	
10-15-74	16. Plft's interrog. addressed to defts. (set 1), filed.k	
11-11-74	17. Findings & Recommendations of Magistrate, filed. hm (copies mailed) 06/11-25	
11-12-74	18. Amended Answers to Interrogatories Addressed to Plaintiff, filed.lm	
11-18-74	19. Joint Appl. for Ext. of Time to File PT Order until 2-19-75, filed, with Order attached. orig. O and Appl. to J.jj	
11-19-74	20. Order (Ext. Time to File PT Order to 2-19-75)(AEB-J) filed. js	
11-26-74	21. Deft.'s First Request for Production of Documents, filed. v	
11-26-74	22. Deft.'s Interrogatories to Pltf., Second Set, filed. v	

D. C. 110A Rev. Civil Docket Continuation

B

DATE	PROCEEDINGS	Date Order or Judgment Noted
12-2-74	23. Order, filed, that F&R are proper and are approved and motion to compel discovery denied in part/overruled in part. (AEB-J)hm (copies mailed)	
12-20-74	24. Pltf's response to def't's first request for production of documents, filed. g	
12-23-74	25. Answers to interrogatories by def., filed. rm	
1-2-75	26. Notice of depositions upon oral examinations, filed. lm	
1-10-75	27. Pltf's answers to def't's interrog. to pltf. (2nd set), filed.k	
1-28-75	28. Protective ORDER and STIPULATION, filed (AEB-J) lm <i>copies mailed</i>	
2-11-75	Deposition of Jack Sidney James on behalf of Deft., taken on 10-10-74, before Frank L. Peterson, CSR, with fee of \$138.00, xx filed. v	
2-11-75	Deposition of J.B. Bailey on behalf of Deft. taken before Frank L. Peterson on 10-9-74, with costs of \$60.00, filed. v	
2-11-75	Deposition of James A. Grenier on behalf of Deft. taken on 10-11-74 before Frank L. Peterson, CSR with costs of \$108.00, filed. v	
2-11-75	29. Stipulation for ext. of time til 3-31-75 to file PT Order, filed.k	
2-11-75	MO: It is ordered that the parties are granted til 3-31-75 to file PT Order. (AEB-J)k cps mld	
3-19-75	Deposition of LEO E. HARRIS on behalf of Deft., taken on 1-23-75, before Frank L. Peterson, CSR, with fee of \$27.00, filed. mm	
3-19-75	Deposition of JOHN F. CLARK on behalf of Deft., taken on 1-23-75, before Frank L. Peterson, CSR, with fee of \$28.50, filed. mm	
3-19-75	Deposition of ROLAND B.DAVIE on behalf of Deft., taken on 1-22-75, before Frank L. Peterson, CSR, with fee of \$106.50, filed. mm	
3-28-75	30. Notice of deposition upon oral examination of Roger Wheeler on 3-31-75 at 10:00 a.m. by def't., filed.k	
4-2-75	31. Pltf's request for production of documents, filed.k	
4-22-75	32. Pre-trial Order, filed. Amended and final PT Order due 6-2-75. (AEB-J)k cps mld	
5-7-75	33. Pltf's demand for jury trial or mot. for trial by jury, filed. g	
5-7-75	34. Memorandum in support of mot. for trial by jury under FRCP Rule 39(b), filed. g	
5-7-75	MO: Ordered by the Court that defts are given 10 days to file responsive brief to pltf's demand for jury trial or motion for trial by jury. (AEB-J)lm	
5-20-75	34. Appl. of def't. for ext. time to file responsive brief, filed. g	
5-20-75	35. Order, filed, granting def't. until 5-27-75 to file responsive brief to pltf's demand for jury trial. (AEB-J)g	

B

DATE	PROCEEDINGS	Date Order or Judgment Noted
5-27-75	Joint application for extension of time to file final Pre-trial order, filed. b 0 to J	
5-27-75	Defendant's Memorandum in Opposition to Plaintiff's Demand for Jury Trial or Motion for Trial by Jury, filed. mm	
5-29-75	Order, filed, ext. time to file amended and final pretrial order to Sept. 2, 1975. (AEB-J)g cpies mailed.	
5-29-75	Order overruling pltf's demand for jury trial or mot. for trial by jury, filed. (AEB-J)g cpies mailed	
7-9-75	Pltf's APPLICATION for authorization to serve subpoena duces tecum and ad testificandum outside territorial limits, filed. lm	
7-9-75	ORDER, filed, that Clerk of Court issue subpoena duces tecum and ad testificandum requiring Marvin W. Willits to appear as deposition witness. (AEB-J)lm cps mld.	
7-10-75	Notice of Deposition upon Oral Examination, filed.jj	
8-18-75	Joint appl. to place action in indefinite status, filed. g	
8-19-75	Order, that action is stayed & continued in an indefinite status until January 2, 1976, filed.(AEB-J)b cps mld	
10-14-75	Deposition of <u>Roger Milton Wheeler</u> , on behalf of the Deft., taken before Frank L. Peterson, on 3-31-75 W/Fees of \$151.50 pd by the Deft., filed. mm	
11-3	45. Stipulation that Floyd L. Walker may withdraw as counsel for Telex Computer Products, Inc., filed.	
11-3	Order, filed (part of stip.) permitting Floyd L. Walker to withdraw as atty. of record for Telex Computer Products, Inc. (AEB-J)g	<i>Chaired</i>
11-17	Deposition of Marvin Willits, taken by pltf., filed. hm	
12-29	46 Stipulation & req. for ext. of time to file amended pretrial order, filed. g	
12-30	47 Ordered that the time within which the parties are to file an Amended Pre-Trial Order in this case, is hereby extended to March 3, 1976, filed. (AEB-J)tc cps. mld.	
1976		
3-4	48. Request of parties for time til 4-5-76 to file amended PT Order, filed. o to j	
3-5	Order (as part of request), filed, granting parties til 4-5-76 to file Amended Pre-Trial Order. No further extensions will be granted. (AEB-J)k cps mld	
3-8	49. Application for Addtl. Time to File Amended PT/ until 6-1-76 0 to J filed.jj	
3-9	50. Order, filed, granting pltf. til 6-1-76 to file amended PT Order. (AEB-J)k cps mld	
6-1	51. Joint application for continuing discovery and extension of time to submit amended PT order, filed.s 0 to J	

CONTINUED

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF	DEFENDANT	DOCKET NO. 74-C-194
Telex Computer Products, Inc.	Storage Technology Corp.	PAGE 5 OF 3 sheets
		PAGE 5 OF 3 PAGES

DATE	NR.	PROCEEDINGS
1976		
6-3	52.	Order, filed, permitting parties to continue discovery proceedings and report to the Court at ninety day intervals on 9-1-76 and on 12-1-76, and to submit an agreed amended pretrial order not later than 12-10-76. (AEB-J)k cps mld
6-14		Deposition of Jesse I. Aweida on behalf of Pltf. taken on 4-27-76 before Vivian L. Over, CSR, filed.s
6-16	53.	Notice to Take Depositions in Palo Alto, CA, on 6-28-76, filed. Marvin Maxwell to be deposed. v
8-31	54	Pltf's report to the Ct. respecting recovery, filed.s
9-13	55.	Pltf's notice to take deposition of Robert Justice on 9-27-76 at Dayton, Ohio, filed.s
9-13	56.	Pltf's notice to take deposition of Robert McCue of ITEL Corp on 9-28-76 at Philadelphia, Pa., filed.s
9-17	57.	Pltf's notice to take deposition of Jack Eaton on 10-12-76 at Jacksonville, FL, filed.k
10-26-		Deposition of Robert Edward McCue, filed. g
10-28	58.	Pltf.'s notice to take depositions of John Alvin, Robert Emmett Durbin, Jr. and Carl J. Guvernator on 11-5-76 at 10:00 a.m. in St. Louis, Missouri, filed.s
10-29		Dep. of Marvin Wayne Maxwell taken on 6-28-76 by Obujen & McCutcheon, Officeial Reporters and Notaries, Palo Alto, CA., filed.lm
10-29	59.	Pltf's notice to take deposition of Robert Drake on 11-15-76 at Paso Robles, California, filed.s
11-9	60.	Pltf's notice to take deposition of Michael Loomis on 11-17-76 at Los Angeles, CA, filed.k
11-11	61.	Notice to take depositions of Ben Montalbano, filed. hm
11-11	62.	Notice to take depositions of John Alvin, Robert E. Durbin, Jr., Carl J. Guvernator, and Herb L. Gayhart on 11-23-76 at St. Louis, Mi-souri, filed.s
11-15		USM Service ret. & filed; executed by serving John Alvin, E.St. Louis, Mo. on 11-1-76; unable to serve Robert Emmett Durbin, Jr., St. Louis, Mo. (date of endeavor 11-3-76); unable to serve Carl J. Guvernator, St. Louis, Mo. (date of endeavor 11-2&3-76)lm (USM. \$25.32)
11-15		Deposition of Robert E. Justice, taken on behalf of pltf., on 9-27-76, at Dayton, Ohio, before Julie Terry, RPR, filed.k
11-19		Depositions of George S. Lett and Eldridge Ray Page, filed. g
11-19		Deposition of Glaison Jesse Eaton on behalf of pltf., filed. g
11-19	63.	Pltf's notice to take depositions of John Alvin, Robert Emmett Durbin, Jr., Carl J. Guvernator and Herb L. Gayhart on 12-13-76 at St. Louis, Missouri, filed.s
11-29	64	Report to the Court respecting discovery of pltf., filed.s

PLAINTIFF	DEFENDANT B	DOCKET NO. _____ PAGE ____ OF ____ PAGES
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DATE	NR.	PROCEEDINGS
1976		
11-29	65	Pltf's application for extension of time in which to complete discovery and ext. of time to submit amended pre-trial order, filed.s
11-30	MO	It is ordered by the Court that the Defendant file a responsive brief within five (5) days to the Pltf's application for ext. of time in which to complete discovery and ext. of time to submit amended pre-trial order.s (AEB-J) cps. mld.
12-6	66.	Deft's response to pltf's appli. for ext. of time to file pretrial order and to complete discovery, filed. lm
12-9	67.	Pltf's response to deft's objection to ext. of time to complete discovery, filed.k
12-9	68.	Order, filed, that mot. of pltf. to ext. time for discovery and file PT order is sustained and parties are granted an additional 60 days to complete discovery and 10 days thereafter to file an agreed Pre-Trial order; further that no further extensions will be granted for any reason; and further that the objections of the deft. are overruled.s (AEB-J) cps. mld.
12-23	69.	Pltf's notice to take deposition of Marvin W. Willits on 1-10-76 at Dallsas, Texas, filed. lm
1977		
2-18	70	Pltf's appl. for ext. of time to file amendment to pt order.fld. O to J. ho
2-23	71	Order fld granting parties ext of time until 2-28-77 to submit an amended PT order. (AEB-J) ho cps mld
3-1	72	Amendment to pre-trial order, filed. (AEB-J)k cps mld to local counsel
3-7	MO:	Case set for Jury trial on 4-11-77, at 9:30 A.M.(AEB-J)b nts mld cert. w/affid.
3-22	73	Deft's mot. for continuance of trial setting and to strike case from jury docket, filed.k cpy to MC
3-22		Deposition of Michael Loomis taken on 11-15-76 before Alma K. Ziegler, C.S.R., at Paso Robles, CA, filed.k
3-22		Deposition of Robert Drake take on 11-15-76 before Alma K. Ziegler, C.S.R., at Paso Robles, CA, filed.k
3-30	74.	Pltf's appl. to file trial brief, requested instruction and voir dire 4-8-77, filed.k O to J
4-7	MO:	It is Ordered by the Court that deft's motion for continuance of trial & to strike from jury docket is sustained. Case to be set for non-jury trial at a later date. (AEB-J)b ltr mld
4-7	MO:	It is ordered that the application for extension of time to file trial brief & requested instructions & voir dire of the Pltf. be overruled as being moot, The case having been stricken on the request of the deft.(AEB-J)b
4-12	MO:	Case set for Non-Jury trial on 5-16-77, at 10:00 A.M.(AEB-J)b nts cert ml w/affid.
4-25		Deposition of Patricia B. Molvar taken on behalf of pltf. by Avery Reporting Service, C.S.R.s, Denver, CO., filed.k
4-25	75	Pltf. appl. to continue non-jury trial. fld. ho
4-28	76.	Notice to take depositions of Jim McGuire and William Nikkel in Colorado beginning May 4, 1977, filed. v

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. 74-C-194
Telex Computer Products, Inc.		Storage Technology Copr.	PAGE 6 OF _____ PAGES
DATE	NR.	PROCEEDINGS	
1977			
5-4	77	Order Continuing Cause for Trial from 5-16-77 docket to June 6, 1977, at 10:00 A.M., filed. (AEB-J)b cps mld	
5-6	78	Joint application for Extension of time to submit trial briefs, filed. b 0 to J	
5-9	79.	Order, filed, granting parties til 5-23-77 to file trial briefs. (AEB-J)k cps mld	
5-16		Deposition of Marvin W. Willits, filed. g	
5-23	80	Pltf. trial Brief. fld. ho	
5-25	81	Deft. trial brief. fld. ho	
6-3	MO:	IT is Hereby Ordered that this case be stricken from non-jury trial docket for 6-6-77, to be reset on the next non-jury docket. (AEB-J)b nts by phone	
6-20		Depo. of William Howard Nikkel, Esq. taken on behalf of Pltf. fld. ho	
7-13	MO:	Case set for Non-Jury trial on 8-15-77, at 10:00 A.M. (AEB-J)b nts cert ml w/affid.	
7-25	82.	Pltf's appl. for rescheduling of trial date, filed.k 0 to J	
7-25	MO	The Ct. has for consideration the appl. for rescheduling of trial date filed. by the Pltf., and the Deft. having no objection, IT IS ORDERED that Pltfs. appl. for rescheduling of trial date be and the same is hereby granted and this case is stricken from the non-jury docket of 8-15-77, to be reset on the next non-jury docket. (AEB-J) cps. mld. ho	
7-27		Dep. of James M. MacGuire on behalf of pltf., filed. g	
8-12	MO:	Case set for non-jury trial on 9-19-77, at 10:00 A.M. (AEB-J)b nts cert w/affid.	
9-13	83	Pltf. appl. for rescheduling of trial date. fld. ho 0 to J	
9-13	84.	Pltf. counsel Jones, Givens, Brett, et al Application to Withdraw as attorneys of record, filed. b 0 to J	
9-14	85.	Order, fld., that attys. for pltf. are granted leave to w/draw. (AEB-J)v -cps mld	
9-14	86.	Withdrawal as attys of record for Telex Computer Products, fld. by Jones, Givens, Brett, et al. v -cps. mld.	
9-15	MO:	IT IS ORDERED that Pltf's application for rescheduling of trial date be & the same is hereby sustained and this case is stricken from the non-jury docket for Sept. 19, 1977, to be reset on next n/j docket. (AEB-J)b ltr mld	
9-20	MO:	Case set for non-jury trial on 10-17-77, @ 10:00 a.m. (AEB-J) nts. by cert. mail w/affid. ho	
10-4	87.	Pltf's application for rescheduling of trial date, filed. b 0 to J	
10-5	88.	Order, filed, continuing case from 10-17-77 trial docket until the next non-jury trial docket. (AEB-J)k cps mld to movant.	
10-13	MO:	Case set for non-jury trial on 11-21-77, at 10:00 A.M. (AEB-J)b nts cert w/affid.	
10-26	-89	Deposition of Wm. Paul Rexroat, on behalf of deft., taken 5/6/77, filed. (F. L. Peterson-CSR) (\$69 pd by deft)rm	
10-26	---	Deposition of Marvin Goldsmith, on behalf of deft., taken 5/6/77, filed. (F. L. Peterson-CSR) (\$60 pd by deft)rm	
11-9	89	Deft. appl. for rescheduling of trial date. fld. ho 0 to J.	
11-16	MO:	IT IS ORDERED that the application of deft. to strike this case from non-jury docket be & the same is hereby sustained, & by agreement of the parties the case is assigned to Marilyn A. Culver, As Special Master, with formal order to follow. (AEB-J)b nts mld	

CIVIL DOCKET CONTINUATION SHEET

Cook

PLAINTIFF		DEFENDANT	DOCKET NO. _____
		B	PAGE ____ OF ____ PAGES
DATE	NR.	PROCEEDINGS	
11-22 12-23	90	Order of reference to Special Master, fld. (AEB-J) cps mld. ho Depositions of John C. Dunn, Charles E. Stovall, Douglas John Wolfe and Michael F. Eagan, Jr., filed. g	
1978			
1-3		Depos. of Lorenzo Wilson, Frank Rudd & James L. Williams, Jr., fld. taken on behalf of Pltf. on 8-24-76 before Millie Ballard, LSR in Tulsa, OK. ho	
3-15	91	Pltf. request for admissions, fld. ho	
3-16	MO:	Case is set for non-jury trial before Special Master Marilyn C. Culver, on May 30, 1978, at 9:30 A.M. (AEB-J) b nts mld	
4-26	92	Pltf. request for admissions, second set. fld. ho	
5-8		Deposition of Ban Montalbano on behalf of pltf., filed. g	
5-11	--	Deposition of Reginald Brooks Tharrington, taken on behalf of the deft., before Frank L. Peterson, C.S.R., on 5-6-77, w/ costs of \$49.50, filed.k	
5-12	--	Deposition of Joseph W. Amaismeier, filed.k	
5-15	--	Depos. of Herb Gayheart, John Edwald Alvin & Charles James Guvenator taken of behalf of the Pltf. fld. ho	
5-25	93.	List of witnesses to be called by pltf., filed. rm	
5-26	94.	Deft's list of Witnesses, filed. b	
5-26	95.	Affidavit of Deft., filed. b	
5-30	96	Pltf. deposition testimony designations. fld. ho	
5-30	97	Pltf. affid. of Serge Novovich re: exh. & witness. fld. ho	
5-30	MO	Pursuant to the order made in open Ct., after oral argument of Serge Novovich to Pltf. & Jeffrey C. Pond for Deft., the Pltf. is allowed this date to file its amended & Supplemental compl. IT IS SO ORDERED. (AEB-J) ho notified in open ct.	
5-30	98	Pltf. amended & supplemental compl. fld. ho	
5-30	99	Deft. response to request for admissions. fld. ho	
5-30	--	Depo. of Willard L. Lipscomb taken on behalf of the Pltf. before Donald R. Lindquist, CSR on 5-24-78 w/fees of \$103.50 pd. by Pltf. fld. ho	
6-5		Transcript of Opening statement of Pltf's Counsel, filed, (GRD-CSR) b	
6-6		Dep. of Jack Frederick Serena, taken on behalf of Deft., filed, before Donald R. Lindquist, CSR. b	
6-9		Case tried to Special Master Marilyn C. Culver on 5-30-78, 5-31-78, 6-1-78, 6-2-78, 6-5-78, 6-6-78, 6-7-78, 6-8-78 & 6-9-78. Serge Novovich pres. for pltf. Jeffrey Pond & Gordon Griener, for deft. Ms. Tavia Wing pres. as in house counsel for Storage. Upon recommendation by Glen Ford, deft. counsel are admitted for the purpose of this case. Parties make record as to agreement to try case to Spec. Master. Parties announce ready. Rule is invoked. Parties make opening statements. Pltf. presents case in chief; witnesses sworn & testify. Pltf. exhibits admitted. Deft's objection to admittance of pltf. exhibits which are employee agreements is overruled & allowed admitted. Deft. witness Nolan allowed to testify out of order. Pltf. rests. Deft. presents case in chief; witnesses sworn & testify. Deft. exhibits admitted. At request of parties, Spec. Master allows presentation of certain de- positions for Court's consideration, to be presented after conclusion of trial. Trial concluded. Parties are given 30 days to prepare Findings of Fact & Conclusions of Law after certain depositions are delivered to Court for review. (MCC-Spec.Master) b	

CIVIL DOCKET CONTINUATION SHEET

FPI-MAR

PLAINTIFF	DEFENDANT	DOCKET NO. <u>74-C-194-B</u>
Telex Computer Products, Inc.	Storage Technology Corp.	PAGE ____ OF ____ PAGES

DATE	NR.	PROCEEDINGS
6-9		Pltf's trial exhibits filed. b (ex. room)
6-9		Deft's trial exhibits filed. b (ex. room)
6-29		Reporters transcript of proceedings commencing on 5-30-78, testimony of Roland Davie, before Special Master, Marilyn Culver, fld. (GRD-CSR)ho 223 pgs. Vol. I
6-29		Reporter transcript of proceedings commencing on 6-5-78 testimony of Roland Davie, before Special Master, Marilyn Culver, fld. (GRD-CSR)ho Vol. II, Pgs. 224-462.
6-29		Reporters transcript of proceedings had on 6-8-78, testimony of James A. Grenier, before Special Master, Marilyn Culver, fld. (GRD-CSR)ho 74 pgs.
6-29		Reporters transcript of proceedings had on 6-9-78, Testimony of Leo Harris, before Special Master, Marilyn Culver, fld. (GRD-CSR)ho 162 pgs.
8-3		Reporters transcript of proceedings had on 6-1-78, testimony of 190 pgs Jesse I. Aweida, before Special Master Marilyn Culver, fld. (GRD-CSR)ho
8-3		Reporters transcript of proceedings had on 6-7-78, Testimony of Michael Edward Nolan, before Special Master Marilyn Culver, fld. (GRD-CSR)ho 75 pgs.
8-3		Reporters transcript of proceedings had on 6-8-78, Testimony of Ronald Reiner, before Special Master Marilyn Culver, fld. (GRD-CSR)ho 97 pgs.
8-15	--	Reporter's transcript of Testimony of Herbie L. Gayheart had on 6-2-78 before Special Master Marilyn Culver, filed. (GRD-CSR)k PP 1 - 109
8-24	MO:	Upon application of the parties, IT IS ORDERED that the time is extended til 9-15-78, to submit to the Special Master Proposed Findings of Fact & Conclusions of law. (Based on letter dated 8-23-78, attached hereto). (MC-Spc. Master) b nts mld
9-8	100	Pltf. deposition testimony designations, fld. ho
9-8	101	Pltf. request for ext. of time to file F/F & C/L, fld. ho 0 to J.
9-8	102	Order, fld. granting parties an ext. of time until 10-2-78 to prepare F/F & C/L. (MAC-SM)ho c/m to movant.
12-28	MO	The parties, by agreement, having submitted certain depos. (pertinent parts marked by the parties) for consideration by the Master as testimony adduced in the trial of this cause, and the Special Master having reviewed said depos., IT IS ORDERED that said depos. be filed individually of record to be considered part of the evidence considered by the Special Master. (MC-Special Master)ho c/m
12-28	--	Depo. of William Howard Nikkel, taken on 5-4-77 in Denver, CO before D. Frederick Carnes, III, CSR, fld. ho (copy)
12-28	--	Cpy. of depo. of Glaison Jesse Eaton taken on 10-12-76 in Jacksonville Florida before Lillian A. Balboni, N.P., fld. ho
12-28	--	Cpy. of depo. of Robert Emmitt Durbin, Jr. taken on 12-13-76 in St. Louis, Mo. before Elizabeth V. Vankirk N.P., fld. ho
12-28	--	Cpy. of depo. of Michael F. Egan, Jr., taken on 10-5-76 in Washington D.C., before Mary E. Black, N.P., fld. ho
12-28	--	Cpy. of depo. of Marvin Willaim Willits taken on 1-10-77 in Dallas, TX, before David M. Bingham, N.P., fld. ho (vol. 11)
12-28	--	Cpy. of depo. of Marvin Willits taken on 8-15-75 in Denver, Co., before D. Frederick Garnes, III, CSR, fld. ho (vol. 1)
12-28	--	Cpy. of depo. of George S. lett, taken on 10-11-76 in Raleigh, N. Carolina before Doris B. Morgan Sandling, N.P., fld. ho

CIVIL DOCKET CONTINUATION SHEET

FPI-MAR

PLAINTIFF		DEFENDANT	DOCKET NO. _____
			PAGE ____ OF ____ PAGES
DATE 1978	NR.	PROCEEDINGS	
12-28	--	Cpy. of depo. of Willard L. Lipscomb, taken on 5-24-78 in Tulsa, OK before Donald R. Lindquist, CSR, fld. ho	
12-28	--	Cpy. of depo. of James M. MacGuire taken on 5-5-77 in Denver, Co. before D. Frederick Carnes, III, CSR, fld. ho	
12-28	--	Cpy. of depo. of Michael Loomis, taken on 11-15-76 in Paso Robles, CA before Alma K. Ziegler, CSR, fld. ho	
12-28	--	Cpy. of depo. of Herb Gayheart taken on 12-13-76 in St. Louis, MO. before Elizabeth V. Vankirk, N.P., fld. ho	
12-28	--	Cpy. of depo. of Robert E. Justice, taken on 9-27-76 in Dayton, Ohio before Julie L. Terry, RPR, fld. ho	
12-28	--	Cpy. of depo. of Charles James Guvenator, taken on 12-13-76 in St. Louis, MO. before Elizabeth V. Vankirk, N.P., fld. ho	
12-28	--	Cpy. of depo. of Joseph W. Amaismeier, taken on 10-5-76 in Washington, D. C., before Mary E. Black, N.P., fld. ho	
12-28	--	Cpy. of depo. of John C. Dunn, taken on 10-4-76 in Washington, D. C., before Mary E. Black, N.P., fld. ho	
12-28	--	Cpy. of depo. of Narvin Goldsmith, taken on 5-6-77 in Tulsa, OK, before Frank L. Peterson, CSR, fld. ho	
12-28	--	Cpy. of depo. of Robert Drake taken on 11-15-76 in Paso Robles, CA, before Alma K. Ziegler, CSR, fld. ho	
12-28	--	Cpy. of depo. of Jesse I. Aweida taken on 4-27-76 in Louisville, CO, before Vivian L. Over, CSR, fld. ho	
12-28	--	Cpy. of depo. of Marvin Wayne Maxwell, taken on 6-28-76 in Palo Alto CA, before Paula L. M. Cotter, N.P., fld. ho	
12-28	--	Cpy. of depo. of Eldridge Ray Page, taken on 10-11-76 in Raleigh, N. Carolina, before Doris B. Morgan Sandling, C.P., fld. ho	
12-28	--	Cpy. of depo. of William Paul Rexroat, taken on 5-6-77 in Tulsa, OK, before Frank L. Peterson, CSR, fld. ho	
12-28	--	Cpy. of depo. of Frank Rudd taken on 8-24-76 in Tulsa, OK, before Millie Ballard, LSR, fld. ho	
12-28	--	Cpy. of depo. of Charles E. Stovall, taken on 10-4-76 in Washington, D. C., before Mary E. Black, N.P., fld. ho	
12-28	--	Cpy. of depo. of James L. Williams, Jr., taken on 8-24-76 in Tulsa, OK, before Millie Ballard, LSR, fld. ho	
12-28	--	Cpy. of depo. of Lorenzo Wilson, taken on 8-24-76 in Tulsa, OK before Millie Ballard, LSR, fld. ho	
12-28	--	Cpy. of depo. of Douglas John Wolfe, taken on 10-4-76 in Washington, D. C., before Mary E. Black, N.P., fld. ho	
12-28	--	Cpy. of depo. of Robert Edward McCue taken on 9-28-76 in Philadelphia, Penn., before Emma N. Lynn, RPR, fld. ho	
12-28	--	Cpy. of depo. of Patricia B. Molvar taken on 2-18-77 in Denver, Co. before Nancy E. Hogan, CSR, fld. ho	
12-28	MO	At the time of trial, certain exhibits that were introduced and admitted were w/drawn by the parties to make copies & the originals were to be resubmitted to the Sp. Master for consideration in making recommended F/F & C/L. It has come to the attention of the Sp. Master, while working on the F&C, that the parties have not resubmitted these exhibits, which are needed for a determination of this case. IT IS ORDERED that the parties submit, w/in 10 days, the exhibits so w/drawn at the trial so that the Sp. Master may consider these exhibits & that the record will be complete in this matter. (Marilyn Culver-Sp. Master)k cps mld	
1-8-79	--	Deft's exhibits 36, 37, 39 & 59 received this date from deft. counsel. (in box in ex. rm.) b	
3-16	MO	Case transferred to Judge H. Dale Cook. (JCS-Clk)k	

JUDGE ELLISON

COOK
CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. <u>74-C-194</u>
TELEX COMPUTER PRODUCTS, INC.		STORAGE TECHNOLOGY CORPORATION	PAGE <u>11</u> OF <u>6</u> PAGES
DATE	NR.	PROCEEDINGS	
1979			
7-9	103	RECOMMENDED F/F & C/L submitted by the Special Master. Recommends judg. in favor of deft. & against pltf. (MAC-SpMas)k cps mld	
7-18	104	PLTF'S COMMENTS to Spec Master's prop FF & CL.ra	
8-24	MO:	ORDER that deft file resp brief on or before 9-6-79 to pltf's Comments to Spec Master's prop FF&CL.(HDC-J)ra c/m	
9-7	105	RESPONSE of Storage Tech. to pltf's comments to Spec Master's prop FF & CL.ra	
11-9	MO:	CASE TRANSFERRED TO JUDGE JAMES O. ELLISON.(JCS-CLK)b	
<u>1980</u>			
1-10-80	106	SUPPL. RESP of deft to pltf's comments on Spec. Master's recommended FF & CL.ra	
1-28	107	APPLICATION of pltf to allow filing of reply out of time.ra (O)	
1-29	108	ORDER that pltf be granted leave to file reply to deft's suppl. response.(JOE-J)ra c/m mvt	
1-29	109	REPLY of pltf to deft's suppl. response.ra	
<u>1981</u>			
1-14	110	ORDER that the parties submit briefs w/in 30 days setting forth respective positions on the propriety of the reference in this case to the special master by 11-22-77 Order, & presenting any authorities relevant to that question. (JOE-J)k cps mld	
2-13	111	BRIEF of pltf. on the propriety of the reference of this cause to a special master.cs	
2-13	112	BRIEF of Deft. concerning propriety of reference to Special master. b	
8-03	113	STIPULATION of ptys of dismissal. (O to J) jc	
8-12	114	ORDER upon stipulation of parties, case is dismissed w/prejudice. (JOE-J) dm c/m ENTERED	
8-26	---	DEPOS returned to respective parties.am	
8-31	----	PLTF <u>do not</u> want their exhibits. I threw them away this date.am DEFT also request to throw away exhibits.am	

PROCEEDINGS